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RICHARD W. WICKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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13 **UNITED STATES DISTRICT COURT**
14 **NORTHERN DISTRICT OF CALIFORNIA**
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17 JOHN DUGAN, AURORA DUGAN, and
18 MATTHEW TAPSCOTT, each individually and
on behalf of all others similarly situated,

19 Plaintiffs,

20 v.

21 LLOYDS TSB BANK, PLC, a bank organized and
22 existing under the laws of the United Kingdom,

23 Defendant.
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Case No.

CV 12-02549

**NOTICE OF PENDENCY OF OTHER
ACTIONS (LOCAL RULE 3-13(a))**

1 TO THE COURT AND ALL PARTIES APPEARING OF RECORD:

2 Pursuant to Local Rule 3-13, counsel for Plaintiffs hereby gives notice of the following pending
3 actions in the Superior Court of California for the Counties of Los Angeles and Riverside, which involve
4 a material part of the same subject matter and substantially all of the same parties involved in this action.
5 These proceedings should be coordinated with this action to avoid conflicts, conserve resources, and
6 promote an efficient determination of this action. The cases are:

7 1. *Lloyds TSB Bank, PLC v. Michael J. Kilroy*, Case No. BC 474017, Los Angeles County
8 Superior Court, 111 N. Hill St., Los Angeles, CA 90012, Dept. 20 (Hon. Kevin C. Brazile);.

9 2. *Lloyds TSB Bank, PLC v. Michael J. Kilroy*, Case No. BC 474019, Los Angeles County
10 Superior Court, 111 N. Hill St., Los Angeles, CA 90012, Dept. 20 (consolidated for all purposes with
11 Case No. BC 474017 before the Hon. Kevin C. Brazile); and

12 3. *Lloyds TSB Bank, PLC v. Michael J. Kilroy*, Case No. INC 1202040, Riverside County
13 Superior Court, 46200 Oasis St., Indio, CA 92201, Dept. 2H (collectively, the "State Actions").

14 Defendant Kilroy in the State Actions is a member of the proposed Class in this action, and the
15 claims and cross-claims in the State Actions arise out of the same "Dual Currency Loan Documents"
16 (defined in the Complaint) that are the subject of this action. Specifically, Lloyds TSB Bank, PLC, the
17 defendant in this action, initiated the State Actions to enforce the Dual Currency Loan Documents
18 against Defendant Kilroy. Defendant Kilroy is challenging the enforceability of the Dual Currency
19 Loan Documents based on substantially the same wrongdoing alleged in this action, and has filed Cross-
20 Complaints against Lloyds asserting substantially the same claims against Lloyds that are the subject of
21 this class action.

22 Dated: May 16, 2012

STEPTOE & JOHNSON LLP

23 By: 

William K. Swank

24 Attorneys for Plaintiffs and the Class